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PATENT  
ATTY. DOCKET NO. IBM-156

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Abdo et al. Art Unit: 2177  
Serial No. : 10/ 017,783 Examiner: Mohammad Ali  
Filed : December 13, 2001  
For : ESTIMATION AND USE OF ACCESS PLAN STATISTICS

Mail Stop AF  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF

This paper and the attached Replacement Page -4- are in response to the Notice of Non-Compliant Appeal Brief mailed December 31, 2007. If any other charges or credits are necessary to complete this communication, please apply them to Deposit Account 23-3000.

Respectfully submitted,

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I hereby certify that this correspondence and any enclosures are being electronically transmitted on the date indicated below.

/Thomas W. Humphrey/ January 31, 2008  
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**Status of Claims**

Claims 1-10, stand rejected under 35 U.S.C. §103, asserted to be obvious over Chada, U.S. Patent 5,706,495 ("Chadha '495") in view of Jones et al., U.S. Patent 5,689,698 ("Jones") and Chadha et al., U.S. Patent 6,032,146 ("Chadha '146").

Claims 11-24 stand withdrawn.

No claims are allowed.

Claims 1-24 were originally filed with the application. Applicant's Response to Office Action dated July 9, 2004 did not amend claims 1-24. Applicant's Response to Restriction Requirement dated February 25, 2005 elected claims 1-10 and withdrew claims 11-24. Applicant's Response to Office Action dated August 11, 2005, amended Claim 1 only.

Thus, claim 1 is amended, claims 2-10 are as originally filed, and claims 11-24 are withdrawn without amendment.

**Status of all the Claims**

1. Claims cancelled: NONE
2. Claims withdrawn from consideration but not cancelled: 11-24
3. Claims objected to: NONE
4. Claims allowed or confirmed: NONE
5. Claims rejected: 1-10

**Claims on Appeal**

The claims on appeal are Claims 1-10.